IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HON'BLE THE CHIEF JUSTICE MR.H.L.DATTU
&
THE HONOURABLE MR. JUSTICE K.T.SANKARAN

WEDNESDAY, THE 27TH JUNE 2007 / 6TH ASHADHA 1929

WP(C).No. 19669 of 2007(S)

PETITIONER:

CONFEDERATION OF CONSUMER VIGILANCE
CENTRE, SREEKOVIL, KODUNGANOOR P.O.,
THIRUVANANTHAPURAM, REPRESENTED BY ITS
GENERAL SECRETARY, A.AYYAPPAN NAIR.

BY ADV. SRI.BLAZE K.JOSE

RESPONDENTS:
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1. CORPORATION OF THIRUVANANTHAPURAM,
REPRESENTED BY ITS SECRETARY.

2. TOWN PLANNING OFFICER, THIRUVANANTHAPURAM.

3. ASSISTANT EXECUTIVE ENGINEER,
P.W.D. THIRUVANANTHAPURAM.

4. COMMUNIST PARTY OF INDIA,
EAST MANDALAM COMMITTEE, REPRESENTED BY ITS
SECRETARY.

5. BHARATHIYA JANATHA PARTY,
KURIYATHI UNIT, THIRUVANANTHAPURAM,
REPRESENTED BY ITS SECRETARY.

STANDING COUNSEL FOR THIRUVANANTHAPURAM CORPORATION
SRI.N.NANDAKUMARA MENON
SENIOR GOVERNMENT PLEADER SMT.MEERA

THIS WRIT PETITION (CIVIL) HAVING COME UP FOR ADMISSION ON 27/06/2007, THE COURT ON THE SAME DAY DELIVERED THE FOLLOWING:

H.L.DATTU, C.J. & K.T.SANKARAN,J.

W.P.(C). NO. 19669 OF 2007

Dated this the 27th June, 2007

JUDGMENT

H.L.DATTU, C.J.

A voluntary organization is before us for the following reliefs. They are as under:

> "i) Issue a writ of mandamus or any other appropriate writ, order or direction commanding respondents 1 to 3 to complete the work of the cleaning the drainage from Kuriyathi to Killi river by demolishing all the unauthorized construction obstructing the drainage and the cleaning work as expeditiously as possible, at any rate within a reasonable time fixed by this Honourable Court.
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> ii) Any other appropriate writ, order or direction as this Honourable Court may deem fit on the facts and in the circumstances of the case; and
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> iii) allow this petition with all costs."

2. In our view, before approaching this Court the petitioner organization ought to have made all the efforts for redressal of its grievances by approaching the respondents. If, for any reason, in spite of their best efforts if they do not get any redressal of their grievances, then only they should approach this Court for appropriate reliefs.

3. In that view of the matter, without expressing any opinion on the merits or demerits of the petitioner's case, for the present, we dispose of this writ petition. We reserve liberty to the petitioner organization to make all its efforts before the respondents for redressal

of all its grievances. If they fail in their attempt, we reserve liberty to them to approach this Court once again.

Ordered accordingly.

(H.L.DATTU)
Chief Justice

(K.T.SANKARAN)
Judge

ahz/